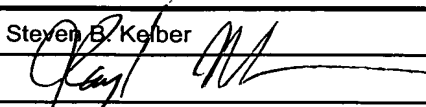


UTILITY PATENT APPLICATION TRANSMITTAL <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>		Attorney Docket No.	9575-012-23
		First Inventor or Application Identifier	David M. BRICKMAN
Title		METHOD OF STRUCTURING AND USING A PERFORMANCE-BASED PARTICIPATION CERTIFICATE	

APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents	ADDRESS TO: Assistant Commissioner for Patents Box Patent Application PO Box 1450 Alexandria, VA 22313-1450
1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g. PTO/SB/17) (Submit an original and a duplicate for fee processing) <input type="checkbox"/> Applicant claims small entity status.	ACCOMPANYING DOCUMENTS 6. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) 7. <input type="checkbox"/> 37 C.F.R. §3.73(b) Statement <input type="checkbox"/> Power of Attorney (when there is an assignee) 8. <input type="checkbox"/> English Translation Document (if applicable) 9. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations 10. <input type="checkbox"/> Preliminary Amendment 11. <input checked="" type="checkbox"/> White Advance Serial No. Postcard 12. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed) 13. <input type="checkbox"/> Request for Priority 14. <input checked="" type="checkbox"/> List of Inventors' Names and Addresses 15. <input checked="" type="checkbox"/> Other: Nonpublication Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i)
2. <input checked="" type="checkbox"/> Specification Total Pages 28	
3. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) Total Sheets 3	
4. <input type="checkbox"/> Oath or Declaration Total Pages <input type="text"/> a. <input type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 C.F.R. §1.63(d)) (for continuation/divisional with box 16 completed)	
5. <input type="checkbox"/> Incorporation By Reference (usable if box 4B is checked) The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4B, is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference therein.	
16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application no.: Prior application information: Examiner: Group Art Unit:	
17. Amend the specification by inserting before the first line the sentence: <input type="checkbox"/> This application is a <input type="checkbox"/> Continuation <input checked="" type="checkbox"/> Division <input type="checkbox"/> Continuation-in-part (CIP) of application Serial No. Filed on <input checked="" type="checkbox"/> This application claims priority of provisional application Serial No. 60/525,889, Filed December 1, 2003.	
18. CORRESPONDENCE ADDRESS Supervisor, Patent Prosecution Services PIPER RUDNICK LLP 1200 Nineteenth Street, N.W. Washington, D.C. 20036-2412 Telephone No. (202) 861-3900 Facsimile No. (202) 223-2085	

Name	Steven B. Keiber	Registration No.	30,073
Signature		Date	April 16, 2004
Name	Raymond Millien	Registration No.	43,806
		Telephone	202-861-3900

1/5/04 U.S. PTO 10/825182

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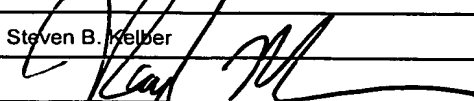
13281 U.S. PTO

FEE TRANSMITTAL

Docket No.	9575-012-23
Serial No.	New Application
Filing Date	Herewith
Inventor(s)	David M. BRICKMAN, et al.
Group Art Unit	
Examiner	

TOTAL AMOUNT OF PAYMENT	\$1,026.00
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1. <input type="checkbox"/> Applicant claims small entity status. <input type="checkbox"/> Charge any UNDERPAYMENT or credit any OVERPAYMENT in the indicated fees to Deposit Account No. 50-1442. <input type="checkbox"/> Charge the indicated fees to Deposit Account No. 50-1442.										FEE CALCULATION (continued)							
2. <input checked="" type="checkbox"/> Check enclosed.										3. ADDITIONAL FEES							
										Large Entity		Small Entity		Fee Description			
										Fee Code	Fee (\$)	Fee Code	Fee (\$)		Fee Paid		
FEE CALCULATION										1051	130	2051	65	Surcharge-late filing fee or oath	130.00		
1. BASIC FILING FEE										1052	50	2052	25	Surcharge-late provisional filing fee or cover sheet			
Large Entity		Small Entity		Fee Description				1053	130	1053	130	Non-English Specification					
Fee Code	Fee (\$)	Fee Code	Fee (\$)					Fee Paid	1251	110	2251	55	1-mo. ext. of time				
1001	770	2001	385	Utility filing fee				770.00	1252	420	2252	210	2-mo. ext. of time				
1002	340	2002	170	Design filing fee					1253	950	2253	475	3-mo. ext. of time				
1003	520	2003	260	Plant filing fee					1254	1480	2254	740	4-mo. ext. of time				
1004	770	2004	385	Reissue filing fee					1255	2010	2255	1005	5-mo. ext. of time				
1005	160	2005	80	Provisional filing fee					1401	330	2401	165	Notice of Appeal				
SUBTOTAL (1)								\$770.00	1402	330	2402	165	Appeal Brief				
2. EXTRA CLAIM FEES										1403	290	2403	145	Request for Oral Hearing			
tot. claims		27	-	20*	=	7	x	\$18	=	126	1501	1330	2501	665	Utility/Reissue Issue Fee		
ind. claims		3	-	3*	=	0	x	\$86	=	0	1502	480	2502	240	Design Issue Fee		
<input type="checkbox"/> Multiple Dependent Claims						\$290	=		1504	300	1504	300	Publication Fee				
Large Entity		Small Entity		Fee Description				8001	3	8001	3	Advance Copy of Patent					
Fee Code	Fee (\$)	Fee Code	Fee (\$)					1460	130	1460	130	Petitions to the Commissioner					
1202	18	2202	9	Claims in excess of 20				1806	180	1806	180	IDS Submission					
1201	86	2201	43	Independent claims in excess of 3				8021	40	8021	40	Assignment recordation					
1203	290	2203	145	Multiple dependent claim, if not paid				1801	770	2801	385	For Filing RCE					
1204	84	2204	43	*Reissue independent claims over original patent				1814	110	2814	55	Terminal Disclaimer					
1205	18	2205	9	*Reissue claims in excess of 20 and over original patent				OTHER (indicate below):									
SUBTOTAL (2)								\$126.00									
* or number previously paid, if greater; For Reissues, see above										SUBTOTAL (3)						\$130.00	

Name	Steven B. Melber	Registration No.	30,073
Signature		Date	4/16/04
Name	Raymond Millen	Registration No.	43,806
		Telephone	202-861-3900

DOCKET NO. 9575-012-23

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: David M. BRICKMAN, et al. ART UNIT:
SERIAL NO.: New Application EXAMINER:
FILING DATE: Herewith
FOR: METHOD OF STRUCTURING AND USING A PERFORMANCE-BASED
PARTICIPATION CERTIFICATE

**NONPUBLICATION REQUEST
AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)**

ASSISTANT COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA, VA 22313-1450

SIR:

It is hereby certified that the invention disclosed in the attached application has not been and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at 18 months after filing. It is hereby requested that the attached application not be published under 35 U.S.C. 122(b). Applicant reserves the right to rescind this request pursuant to 35 U.S.C. 122(b)(2)(B)(ii).

Respectfully submitted,

PIPER RIDNICK LLP



Raymond Millien
Registration No. 43,806

4/16/2004

Date

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DOCKET NO. 9575-012-23

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: David M. BRICKMAN, et al. ART UNIT:
SERIAL NO.: New Application EXAMINER:
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PARTICIPATION CERTIFICATE

LIST OF INVENTORS' NAMES AND ADDRESSES

ASSISTANT COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA, VA 22313-1450

SIR:

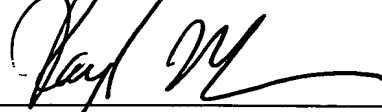
Listed below are the names and addresses of the inventors for the above-identified patent application.

- 1) David M. Brickman
5865 Nebraska Avenue NW
Washington, DC 20015
- 2) David J. Borsos
7255 Spring Side Way
McLean, VA 22101

A declaration containing all the necessary information will be submitted at a later date.

Respectfully submitted,

PIPER RUDNICK LLP



Steven B. Kelber
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Attorney of Record

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